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*Representing the United States of America*

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

JACK HENRY LEFTLEY,

Defendant.

Case No. 2:17-mj-686-CWH

STIPULATION TO CONTINUE  
PRELIMINARY HEARING

**STIPULATION TO CONTINUE PRELIMINARY HEARING**

IT IS HEREBY STIPULATED AND AGREED, by and between Steven W. Myhre, Acting United States Attorney, and Christopher Burton, Assistant United States Attorney, counsel for the United States of America; Rebecca Levy, counsel for Defendant Jack Henry Leftley, that the preliminary hearing for the above-captioned matter, currently scheduled for August 14, 2017, at the hour of 4:00 p.m., be vacated and continued to a date and time convenient

1 for this Court, but in no event earlier than thirty (30) days.

2 This stipulation is entered for the following reasons:

3 1. The parties require additional time to discuss the potential for a Pre-Indictment  
4 negotiation.

5 2. Defense counsel requires additional time to review discovery.

6 3. The Defendant is in custody, but does not object to the continuance.

7 4. The parties need additional time to prepare in advance of any preliminary hearing,  
8 taking into account due diligence.

9 5. Denial of this request for continuance of the preliminary hearing would potentially  
10 prejudice both the Defendant and the Government and unnecessarily consume this Court's  
11 valuable resources.

12 6. Additionally, denial of this request for continuance could result in a miscarriage  
13 of justice.

14 7. The additional time requested by this stipulation is excludable in computing the  
15 time within which the defendant must be indicted and the trial herein must commence pursuant  
16 to the Speedy Trial Act, 18 U.S.C. §§ 3161(b) and 3161(h)(7)(A), considering the factors under  
17 18 U.S.C. § 3161(h)(7)(B)(i) and (iv).

18 8. This is the first request for a continuance of the preliminary hearing herein.

19 DATED: August 7<sup>th</sup>, 2017.

20 /s/  
21 CHRISTOPHER BURTON  
22 Assistant United States Attorney  
23 Counsel for the United States

/s/  
REBECCA LEVY, ESQ.  
Counsel for Defendant LEFTLEY

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2  
3 UNITED STATES DISTRICT COURT

4 DISTRICT OF NEVADA

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6 UNITED STATES OF AMERICA, ) **2:17-mj-686-CWH**  
7 Plaintiff, ) **ORDER CONTINUING**  
8 v. ) **PRELIMINARY HEARING**  
9 JACK HENRY LEFTLEY, )  
Defendant. )

10 **ORDER**

11 Based on the pending Stipulation of counsel, and good cause appearing therefore, **IT IS**  
12 **HEREBY ORDERED**, that the preliminary hearing in the above-captioned matter, currently  
13 scheduled for August 17, 2017, at the hour of 4:00 p.m., be vacated and continued to  
14 \_ September 25 \_ , 2017 at the hour of \_ 4:00 p.m.

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17 \_\_\_\_\_  
UNITED STATES MAGISTRATE JUDGE

18 Dated: August 10,  
19 2017  
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